

EXHIBIT O

(Kerivan Declaration)

Ryan W. Koppelman (SBN 290704)
Alston & Bird LLP
350 S. Grand St. 51st Floor
Los Angeles, CA 90071
Telephone: (213) 576-1000
ryan.koppelman@alston.com

Adam D. Swain (SBN 257687)
Alston & Bird LLP
950 F St NW
Washington, DC 20004
Telephone: (213) 576-1000
adam.swain@alston.com

*Attorneys for Defendants Cooper
Lighting, LLC, Lowe's Home Centers,
LLC and Home Depot USA, Inc.*

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

DS ADVANCED ENTERPRISES, LTD.,
A CORPORATION

Plaintiff,
v.

COOPER LIGHTING, LLC,
LOWE'S HOME CENTERS, LLC,
HOME DEPOT USA, INC,

Defendants.

Case No. 5:23-cv-02603

**DECLARATION OF BRYAN
KERIVAN IN SUPPORT OF
DEFENDANTS' MOTION TO
TRANSFER**

1 I, Bryan Kerivan, declare as follows:

2 1. I am the Head of Manufacturing Finance at Cooper Lighting, LLC
3 (“Cooper”), where I have worked for the past 12 years. I have personal knowledge of
4 the facts stated in this Declaration, and, if called to testify, could and would testify
5 competently under oath to these facts.

6 2. I understand that Plaintiff accuses Cooper’s CJB Integrated JBox
7 Downlights (Model Numbers: CJB6099FS1EMWR and CJB4069FS1EMWR) of
8 infringement in this case (the “Accused Products”). The CJB Integrated JBox
9 Downlights are advertised under Cooper’s HALO line of products.

10 3. Cooper’s headquarters is located at 1121 Highway 74 S, Peachtree City,
11 Georgia 30269 (the “Peachtree City facility”). The Peachtree City facility is
12 approximately 550,000 square feet and is where most of the critical operations relating
13 to Cooper’s HALO line of products, which includes the Accused Products, are carried
14 out.

15 4. Predominantly all operations relating to the HALO line of products,
16 including the Accused Products, are conducted out of the Peachtree City facility,
17 including research and development, sales, marketing, and finance.

18 5. The person(s) most knowledgeable regarding research and development,
19 sales, marketing, and finance, as it relates to the Accused Products, are located at the
20 Peachtree City facility, and those who are not located at the Peachtree City facility are
21 not located in or near the Central District of California. The documents relating to these
22 subjects are also maintained at the Peachtree City facility.

23 6. All of the employees that work on the Accused Products are located on the
24 East Coast.

25 7. While Cooper operates a warehouse at 3350 Enterprise Dr., Bloomington,
26 California 92316 (the “Bloomington facility”), the Bloomington facility does not house
27 any documents or employees that relate to the Accused Products.

8. The HALO line of products are sold to retailers such as Home Depot and Lowe's. In particular, Cooper works with these retailers to sell the Accused Products to these retailers, who in turn sell the Accused Products to consumers. Cooper's retail marketing managers are located at the Peachtree City facility, and work with Home Depot and Lowe's, on the HALO line of products, including the Accused Product.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 19th day of September 2024 in Peachtree City, Georgia.

Bryan Kerivan
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